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OCT 02 2006

In re Application of : **OFFICE OF PETITIONS**
Staszewski, et al. : DECISION ON PETITION
Application No. 10/001,448 :
Filed: October 31, 2001 :
Docket No.: TI-33170 :

This is a decision on the petition under 37 C.F.R. § 1.137(b),
filed June 27, 2006, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to timely reply to
the non-final Office action mailed December 1, 2005 for which a
three (3) month shortened statutory period of time for reply. No
petition for extension of time in accordance with 37 C.F.R. §
1.136 was timely submitted. This decision precedes Notice of
Abandonment.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be
accompanied by: (1) the required reply to the outstanding Office
action or notice, unless previously filed; (2) the petition fee
as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the
entire delay in filing the required reply from the due date for
the reply until the filing of a grantable petition pursuant to
37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal
disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required
pursuant to 37 C.F.R. § 1.137(c).

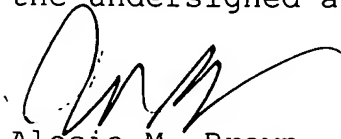
The instant petition has been reviewed and found in compliance
with the provisions of 37 C.F.R. § 1.137(b). Accordingly, the
failure to timely submit a proper reply to the non-final Office
action is accepted as having been unintentionally delayed.

It is noted that this is the second petition to revive pursuant
to 37 CFR 1.137(b) to be filed in the above-identified
application wherein counsel indicates that while a reply was
intended to be submitted, no such reply was in fact timely
submitted. Petitioners are advised that future responses to
outstanding Office communications must be timely filed as

applicants' failure to submit a timely reply despite intentions, to the contrary may be deemed intentional delay within the meaning of 37 CFR 1.137(b)(3) in any subsequently filed petition under 37 CFR 1.137.

This application will be forwarded to Technology Center 2800 for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.

A handwritten signature in black ink, appearing to read 'Alesia M. Brown', is positioned above the printed name.

Alesia M. Brown
Petitions Attorney
Office of Petitions